

**From:** [Mueller, Brian](#)  
**To:** [Moran, Gloria-Small](#); [Werner, Robert](#)  
**Cc:** [Moore, Gary](#)  
**Subject:** FW: Access To Property (Ingleside): Guidance  
**Date:** Wednesday, May 15, 2013 1:27:05 PM

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Gloria and Bob

I received these comments from the new owner of the Falcon Site about the draft access agreement that I sent them. I would appreciate any guidance and suggestion you can offer on answering their questions/concerns. I am in the office the remainder of this week.

Thanks

Brian W Mueller RPM  
EPA R6 Superfund  
214 665-7167

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**From:** Kwame Cain [mailto:[kcain@lazarusenergy.com](mailto:kcain@lazarusenergy.com)]  
**Sent:** Wednesday, May 15, 2013 1:24 PM  
**To:** Mueller, Brian  
**Cc:** Jonathan Carroll; [tbyrd@lazarusenergy.com](mailto:tbyrd@lazarusenergy.com)  
**Subject:** Access To Property (Ingleside): Guidance

Mr. Mueller:

Thank you for speaking with me yesterday. We definitely intend to sign this agreement but wanted your guidance on the following:

1. Will we be added as additional insured when EA Engineering, Science, and Technology, Inc (EA) comes onto the property (Ingleside)?
2. Will we have notice of when the EPA or EA expect to be present and how long they would need to be at Ingleside?
3. Will the Consent for Access to Property have language to assure us that the wells will be properly closed, equipment removed, and the property returned to the same condition, except "normal wear and tear"?
4. Will this Consent for Access to Property include some limit on its duration, perhaps coupled with a practical process to extend the term if needed?
5. Can this Consent for Access to Property include some process whereby the EPA and/ or EA will provide us with copies of the data resulting from the sampling on Ingleside?



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Looking forward to any and all feedback. Thank you in advance.

Kwame N. Cain

713-568-4733

[kcain@lazarusenergy.com](mailto:kcain@lazarusenergy.com)